

REMARKS

In paragraph 1 of the Office Action, the Examiner objected to the drawings as failing to show descriptive labels for Figures 1-15. In response, the applicant is filing a substitute specification with a marked up copy to amend the specification so that it conforms to the drawings. In the original specification the terms "pack of batteries 5" and "blister packaging 5" and "packaging 5" were used interchangeably. This confusion has been avoided by this amendment where the term "pack of batteries" is now used only in connection with reference character 5. The drawings have been read against the specification and it is believed that each reference character set forth in the drawings is referred to in the specification. At the same time a number of errors in spelling have been corrected and non-idiomatic expressions have been eliminated with introducing new matter. The claims have been amended to more precisely define the invention using the terms according to the amended specification. For these reasons, it is requested that the requirement for new drawings be withdrawn.

The Abstract has been canceled and a new Abstract is being presented on a separate sheet in compliance with 37 CFR §1.72(b). For this reason, it is requested that this ground of rejection be withdrawn.

In paragraph 4 of the Office Action, claims 1-6 were rejected as anticipated by Inoue et al. (Inoue).

Reconsideration is requested.

The need for the applicant's device is described in the specification at pages 1 and 2 as being based on the fact that rechargeable batteries do not maintain a charge during the normal shelf life where a battery is shipped from where it is manufactured and placed in a retail environment where it may completely lose its charge prior to sale. This problem is solved by the present invention which combines a point of sale display device with a recharging device that

charges multiple batteries in a single package. This unique arrangement is not disclosed by Inoue.

Inoue disclose a recharging device which can recharge multiple batteries. At col. 9, lines 20-32, Inoue discloses that his charger employs common construction features but only discloses a configuration for mobile phones. Claim 1 has been combined with claim 3 so that the pack of batteries contains batteries connected in series so that the pack of batteries may be charged while in a multi-unit package that is ready for sale. This unique feature as pointed out in amended claim 1 is not found in the Inoue patent. For these reasons, the Inoue patent does not anticipate the amended claims of the present application.

In paragraph 6 of the Office Action, claims 1, 11 and 19 were rejected as unpatentable over Malaspina in view of Choi.

Reconsideration is requested.

The Malaspina patent discloses a battery charger that has no provision for linking batteries together at a point of sale. In addition the concept of charging battery packs that are connected in series, as pointed out in amended claim 1, is not suggested by Malaspina. The Choi patent is concerned with simultaneously charging separate batteries that are not linked together. The combination of Malaspina and Choi does not suggest the present invention, as defined in amended claim 1, because there is no mention of charging packs of batteries that are connected in series in a point of sale display unit. For these reason, it is requested that this ground of rejection be withdrawn.

In paragraph 7 of the Office Action, claims 7-9 were rejected as unpatentable over Inoue in view of Wang.

Reconsideration is requested.

Claims 7-9 are now dependent on amended claim 1 and for this reason, they are not made obvious by Inoue in combination with Wang. The cited references do not suggest the

connection in series of a pack of batteries in order to adapt them for charging while they are packaged for sale. Inoue has been distinguished above and Wang does not disclose a point of sale charging device which is adapted to charge packaged batteries. The structural feature wherein a pack of batteries are connected in series where they may be charged in a point of sale display is not suggested by Inoue or Wang. For these reasons, it is requested that this ground of rejection be withdrawn.

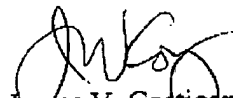
In paragraph 10 of the Office Action, claims 7-9 were rejected as unpatentable over Inoue in view of Park.

Reconsideration is requested

Claim 10 is dependent on amended claim 1 and is patentable over Inoue for the reasons set forth above. Park does not disclose a point of sale charging device which is adapted to charge a pack of batteries that are connected in series. The structural feature which uses a pack of batteries that are connected in series is not suggested by Inoue or Park and for these reasons, it is requested that this ground of rejection be withdrawn.

An early and favorable action is earnestly solicited

Respectfully submitted,


James V. Costigan
Reg. No. 25,669

Hedman & Costigan, P.C.
1185 Avenue of the Americas
New York, NY 10036
(212) 302-8989